

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON AUGUST 3, 2022, WITH THE FOLLOWING MEMBERS PRESENT: DAVID L. PAINTER, VICE PRESIDENT, AND CLAIRE B. CORCORAN, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 10:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW THAT THE AUGUST 3, 2022 REGULAR SESSION WAS VIDEO RECORDED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME. IN ADDITION, THE REGULAR SESSION IS AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY GOVERNMENT WEBSITE AT <https://www.youtube.com/user/clermontcounty/playlists>

LET THE RECORD SHOW: COMMISSIONER DAVID L. PAINTER, VICE PRESIDENT, ACKNOWLEDGED FOR THE RECORD THAT COMMISSIONER BONNIE J. BATCHLER, PRESIDENT, WAS NOT PRESENT AT REGULAR SESSION ON AUGUST 3, 2022.

LET THE RECORD SHOW: A MOTION BY COMMISSIONER CORCORAN SECONDED BY COMMISSIONER PAINTER TO ADD THE APPOINTMENT OF CLERK PRO TEM TO THE REGULAR AGENDA.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...APPOINTMENT OF ERIN MEADOWS, ASSISTANT CLERK, BOARD OF COUNTY COMMISSIONERS, AS CLERK PRO TEM...APPROVED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

THAT THE BOARD OF COUNTY COMMISSIONERS HEREBY APPOINT ERIN MEADOWS, ASSISTANT CLERK, BOARD OF COUNTY COMMISSIONERS, AS CLERK PRO TEM FOR THE REGULAR SESSION DATE OF AUGUST 3, 2022.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

IN RE: MINUTES OF REGULAR SESSION...APPROVED

Moved by Commissioner Corcoran, seconded by Commissioner Painter

To approve the minutes of Regular Session of **07/27/2022**.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

LET THE RECORD SHOW: Lyle Bloom, Director, Water Resources Department, introduced Mark "Drew" Smith as a new employee of the Water Resources Department. Theresa Ellison, Assistant Director, Department of Job and Family Services, introduced Jennifer Anderson, Bobbie Frazee (absent), Kimberly Imwalle, Kathy Corbett, Jessica Reed, Colleen Williams, and Virginia

Penny as new employees of the Department of Job and Family Services. Andy Mays, Director, Clermont Transportation Connection, introduced Lisa Workman as a new employee of Clermont Transportation Connection. Terri Brandenburg, Assistant Director, Human Resources Department, introduced Stormi Stevens as a new employee of the Human Resources Department. Desmond Maaytah, Community Development Administrator, Department of Community and Economic Development, introduced Kennedy Briggs as a new employee of the Community and Economic Development Department. The Board welcomed all new employees and thanked them for choosing to work in Clermont County.

LET THE RECORD SHOW: COMMISSIONER PAINTER STATED THAT THE BOARD HAD REACHED THE PUBLIC PARTICIPATION SECTION OF THE AGENDA. HE INQUIRED IF THERE WAS ANYONE IN THE AUDIENCE THAT WOULD LIKE TO ADDRESS THE BOARD.

LET THE RECORD SHOW: Harman Kahl, 4244 Wigeon Place, Batavia, Ohio 45103, requested to address the Board of County Commissioners in Regular Session this date. Mr. Kahl indicated that he is a Junior at Batavia High School who is pursuing an Eagle Scout achievement. He shared his project, "S.A.F.E. Buckets," which are buckets that contain medical supplies, food, water and other supplies needed in case of emergency. Mr. Kahl plans to place a bucket in all 138 classrooms within the Batavia Local School District. The cost of the project was \$7,500.00, but Mr. Kahl has raised \$9,000.00, with the extra funds to be provided to the schools to replenish supplies as needed. He reported that he has prepared 150 buckets in order to have extra for future needs. The buckets will be placed in the schools next week. Commissioner Corcoran commended him regarding his fundraising efforts and his project idea. Commissioner Painter discussed the concern of school safety that make a project like this necessary and expressed the Board's commitment to keeping schools safe. Commissioner Corcoran and Commissioner Painter commended him on his project.

CONSENT AGENDA

LET THE RECORD SHOW: COMMISSIONER PAINTER STATED THAT A CONSENT AGENDA HAS BEEN PREPARED FOR THE BOARD OF COUNTY COMMISSIONERS AND REQUESTED WHETHER ANY BOARD MEMBER WANTED ANY ITEMS REMOVED FOR FURTHER DISCUSSION AND CONSIDERATION AND UPON HEARING NONE:

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendations:

- 1. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CLERMONT COUNTY DEPARTMENT OF JOB AND FAMILY SERVICES, ADMINISTRATIVE AGENT FOR CLERMONT COUNTY FAMILY AND CHILDREN FIRST, AND THE WILLIAMSBURG LOCAL SCHOOL DISTRICT RELATIVE TO THE PROVISION OF SUICIDE PREVENTION SERVICES FOR SAME...22-0727-001...APPROVED**

Recommendation of Thomas J. Eigel, County Administrator, to authorize Susan Walther, Director, Department of Job and Family Services, Administrative Agent for Clermont County Family and Children First (FCF), to execute a Memorandum of Understanding by and between the Clermont County Department of Job and Family Services and the Williamsburg Local School District, for the provision of funding in the amount of \$1,650.00 from FCF to the Williamsburg Local School District, 549-A West Main Street, Williamsburg, Ohio 45176, relative to suicide prevention services for the 2022-2023 school year, in an ongoing effort to improve the well-being of children and their families and prevent youth suicide in Clermont County, Ohio, effective upon the execution thereof by all parties through 05/31/2023, pursuant to the terms and conditions specified therein, and contingent upon the release of the required Purchase Order in concert with Requisition Number 00004081-00 dated 07/20/2022 relative thereto.

2. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...MEMORANDUM OF UNDERSTANDING WITH CLERMONT COUNTY FAMILY AND CHILDREN FIRST RELATIVE TO THE DEPARTMENT OF JOB AND FAMILY SERVICES, CHILDREN PROTECTIVE SERVICES DIVISION, ANNUAL LOCAL DESIGNATION OF THE STATE FISCAL YEAR (SFY) 2023 ALLOCATION FOR THE MULTI-SYSTEM YOUTH PROGRAM FOR SAME...22-0725-003...EXECUTED

Recommendation of Susan Walther, Director, Department of Job and Family Services, with the concurrence of Thomas J. Eigel, County Administrator, to execute a Memorandum of Understanding by and between the Department of Job and Family Services, Children Protective Services Division, and Clermont County Family and Children First, 2400 Clermont Center Drive, Batavia, Ohio 45103, whose administrative agent is the Clermont County Department of Job and Family Services, relative to the annual local designation of ten percent of the SFY 2023 Allocation for the Multi-System Youth Program from the Department of Job and Family Services, Children Protective Services Division, to Clermont County Family and Children First, in the amount of \$29,834.20, to support the components of the Multi-System Youth Program for youth at risk of custody relinquishment in Clermont County, Ohio, pursuant to the terms and conditions specified therein and in compliance with the OAC 5101:9-6-24, Section (D) (2), therefore.

3. IN RE: COUNTY ENGINEER...TWIN GATES SUBDIVISION/SECTION 6/BATAVIA TOWNSHIP...RELEASE OF A PERFORMANCE BOND AS SURETY FOR SIDEWALKS FOR SAME...19-0227-002...APPROVED

Recommendation of Jeremy P. Evans, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to authorize the release of the Three-Year Performance Bond for Sidewalks in the amount as follows for the following subdivision/location within Batavia Township:

Subdivision/Location	Performance Bond for Sidewalks
Twin Gates Subdivision Section 6 Batavia Township	\$12,830.00* *Secured by Cashier’s Check Number 371376 drawn on LCNB National Bank on behalf of Joseph W. Schwarz, Developers of Clermont, LLC, 500 Wessel Drive, Suite 2B, Fairfield, Ohio 45014

4. IN RE: COUNTY ENGINEER...TWIN GATES SUBDIVISION/SECTION 2B/BATAVIA TOWNSHIP...RELEASE OF A PERFORMANCE BOND AS SURETY FOR SIDEWALKS FOR SAME...17-0920-003...APPROVED

Recommendation of Jeremy P. Evans, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to authorize the release of the Three-Year Performance Bond for Sidewalks in the amount as follows for the following subdivision/location within Batavia Township:

Subdivision/Location	Performance Bond for Sidewalks
Twin Gates Subdivision Section 2B Batavia Township	\$28,930.00

5. IN RE: CLERMONT COUNTY EMERGENCY MANAGEMENT AGENCY.... EXECUTION OF AN ORDER FORM TO AMEND THE NOTIFICATION SERVICES SUBSCRIPTION AGREEMENT WITH ONSOLVE, LLC FOR THE PROVISION OF CODERED SOFTWARE MAINTENANCE AND

SUPPORT, AN INTEGRATED PUBLIC ALERT AND WARNING SYSTEM (IPAWS) COMPATIBLE TECHNOLOGY PLATFORM FOR SAME....21-1122-001...EXECUTED

Recommendation of Pam Haverkos, Director, Clermont County Emergency Management Agency, with the concurrence of Greg Bickford, Assistant County Administrator, to authorize David L. Painter, Vice President of the Board of County Commissioners, to execute an **Order Form**, to **Amend the Notification Services Subscription Agreement** by and between the County of Clermont, Ohio and **OnSolve, LLC** 780 West Granada Boulevard, Ormond Beach, Florida, 32174, previously ratified by the Board of County Commissioners on 02/21/2018 and subsequently renewed on 12/19/2018, 12/18/2019, 10/07/2020, 02/17/21, 12/16/21 and amended on 02/17/2021, **for the use of the Integrated Public Alert and Warning System (IPAWS) compatible software platform through CodeRED® by the Clermont County Emergency Management Agency**, pursuant to Article 4.1 of Exhibit A entitled "Terms" of the Notification Services Subscription Agreement therefore, at a cost not to exceed \$50.00, effective for the period of 08/01/2022 through 12/31/2022 with an adjusted contact amount of \$1,487.75, pursuant to and in compliance with all other terms and conditions of the original Notification Services Subscription Agreement to remain in full force and effect, **and the release of the Purchase Order required therefore in concert with Requisition number 00004076-00 dated 07/19/2022 relative thereto.**

6. IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THE ISSUANCE OF PROCUREMENT CARDS FOR EMPLOYEES OF THE DEPARTMENT OF PUBLIC SAFETY SERVICES, DEPARTMENT OF JOB AND FAMILY SERVICES AND WATER RESOURCES DEPARTMENT AND EXECUTION OF THE REQUEST FOR THE ISSUANCE OF PROCUREMENT CARDS RELATIVE THERETO PURSUANT TO THE CLERMONT COUNTY PROCUREMENT CARD POLICY AND PROCEDURES FOR SAME...22-0103-004...RATIFIED

Recommendation of Thomas J. Eigel, County Administrator, **to authorize the issuance of Procurement Cards** for Jessica Wiederhold, an employee of the Department of Public Safety Services, James R. O'Dell, an employee of the Department of Job and Family Services, and Jayme Foster, an employee of the Water Resources Department, and to authorize David L. Painter, Vice President of the Board of County Commissioners, to execute the Requests for the Issuance of Procurement Cards relative thereto, pursuant to and in compliance with the Clermont County Procurement Card Policy and Procedures adopted by the Board of County Commissioners on 06/22/2005 and subsequently amended on 03/28/2007, 09/24/2014 and 05/25/2022.

7. IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF EXPENSES RELATIVE TO SAME...APPROVED

Recommendation of Thomas J. Eigel, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board of County Commissioners and in compliance with the Annual Appropriations for Calendar Year 2022 and any and all amendments subsequent thereto:

CLERMONT COUNTY COURT OF COMMON PLEAS

Diana Owens – (4) days – Columbus, Ohio – The Supreme Court of Ohio Judicial College – Ohio Court Management Program: Caseflow and Workflow Management – total expenses for lodging (\$366.00), meals (\$120.00), mileage (\$137.50), registration (\$150.00) and other (\$60.00), estimated not to exceed \$833.50.

CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS DIVISION

Nathan Little and Heather Cady – (3) days – Columbus, Ohio – Ohio Association of Magistrates – 2022 Fall Conference – total expenses for lodging (\$891.00), meals (\$90.00), mileage (\$290.00) and registration (\$900.00), estimated not to exceed \$2,171.00.

COUNTY SHERIFF

Anthony Martin, William McDonald, Marc McDonald and Tim Hendershot – (1) day – Cincinnati, Ohio – Midwest Gang Investigators Association – 2022 Ohio Chapter State Conference – total expenses for registration (\$160.00), estimated not to exceed \$160.00.

CLERMONT COUNTY WATER RESOURCES DEPARTMENT

Giles Thrift – (2) days – Mt. Sterling, Ohio – Operator Training Committee of Ohio, Inc. – Annual Class III & IV Workshop for Water & Wastewater Operators – total expenses for registration (\$390.00), estimated not to exceed \$390.00.

8. IN RE: PERSONNEL ACTIONS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

9. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE FINANCIAL/BUDGETARY ACTIONS FOR CALENDAR YEAR 2022...RATIFIED

Recommendation of Mary K. Rains, Director, Office of Management and Budget, with the concurrence of Thomas J. Eigel, County Administrator, to resolve to approve and authorize financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation (**Resolution Number 187-21**) for Calendar Year 2022, including legal level of control, and/or interfund transactions pursuant to Sections 5705.13 through 5705.14 of the Ohio Revised Code as outlined in the following table(s) and to authorize Linda L. Fraley, County Auditor, to properly record same:

BUDGET TRANSFER OF FUNDS FOR CALENDAR YEAR 2022

FUND	FROM: ORGANIZATION - OBJECT - ACCOUNT	TO: ORGANIZATION - OBJECT - ACCOUNT	AMOUNT
GENERAL FUND	Communications Center BARGAINING UNIT - SALARY 1000 - 04 - 01 - 111000 - 511700 -	Communications Center OTHER EXPENSES 1000 - 04 - 01 - 111000 - 530000 -	\$ 138,000.00

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

NON-CONSENT AGENDA

10. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 110-22/PAYMENT OF BILLS...RATIFIED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 110-22** resolving to approve payment to vendors **in the total amount of \$885,786.80** as set forth in the BCC Approval Invoice Report for Checks dated **August 3, 2022**, BCC Directed Pre-Paid Invoices Report(s) and/or the Procurement Card Transaction Report as presented by the County Auditor on **08/01/2022**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

11. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...SUBGRANT AGREEMENT WITH CLERMONT COUNTY EDUCATIONAL SERVICE CENTER FOR THE PROVISION OF RESOURCE COORDINATOR PROGRAM SERVICES FOR ELIGIBLE TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF) CLIENTS FOR SAME...22-0721-001...EXECUTED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Susan Walther, Director, Department of Job and Family Services, with the concurrence of Thomas J. Eigel, County Administrator, to execute the Subgrant Agreement by and between the Board of Clermont County Commissioners, the Clermont County Department of Job and Family Services, and Clermont County Educational Service Center, 2400 Clermont Center Drive, Suite 100, Batavia, Ohio 45103 for the provision of Resource Coordinator Program Services for eligible Temporary Assistance for Needy Families (TANF) clients, in accordance with the Scope of Work attached thereto and incorporated therein as Exhibit 1, for a total amount not to exceed \$572,912.00, effective for the period of 07/01/2022 through 06/30/2023, pursuant to and in compliance with the terms and conditions set forth therein, and contingent upon the release of the required Purchase Order in concert with Requisition Number 00003637-00 dated 06/14/2022 relative thereto.

DISCUSSION: Jeff Weir, Superintendent of the Clermont County Educational Service Center, expressed the vast array of needs that students present in schools each day, including the concern of school shooting as referenced during public participation. Resource Coordinators will be present in schools daily to address students' needs so that they can resume focus on learning. This program is a replication of a successful program with a significant impact in another local county. He expressed his appreciation of Tim Dick for initiating this project.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

12. IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...AMENDMENT NUMBER ONE (1) TO THE SUBGRANT AGREEMENT WITH CLERMONT COUNTY COMMUNITY SERVICES, INC. FOR THE PROVISION OF EMERGENCY RENTAL ASSISTANCE (ERA) 2 PROGRAM SERVICES IN CLERMONT COUNTY, OHIO, FOR SAME...21-0917-003...RATIFIED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Susan Walther, Director, Department of Job and Family Services, with the concurrence of Thomas J. Eigel, County Administrator, to execute Amendment Number One (1) to the Subgrant Agreement by and between the County of Clermont, Ohio, and Clermont County Community Services, Inc., 3003 Hospital Drive, Batavia, Ohio 45103, previously ratified by the Board of County Commissioners on 09/28/2022, for the provision of Emergency Rental Assistance (ERA) 2 Program services in Clermont County, Ohio, with said Amendment Number One (1) to revise the line item Budget to reflect an increase in the Budget from \$1,950,314.00 to \$3,413,049.50, which represents an increase in the amount of \$1,462,725.50, as outlined in the Revised ERA 2 Program Budget attached thereto and incorporated therein as Exhibit 2, as well as, to extend the effective date of the Subgrant Agreement through 09/30/2025 therefore, for a revised effective date of 09/28/2021 through 09/30/2025, with all other terms and conditions of the original Subgrant Agreement to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

13. IN RE: COUNTY ENGINEER...RECORD PLAT NUMBER 629-3345 FOR BILLINGSLEY SUBDIVISION/SECTION 2/BLOCK J, LOCATED IN BATAVIA TOWNSHIP...22-0722-001...EXECUTED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Jeremy P. Evans, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to execute Record Plat Number **629-3345** for Billingsley Subdivision, Section 2, Block J, located within Batavia Township.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

14. IN RE: COUNTY ENGINEER...WILKAY ACRES SUBDIVISION/WAYNE TOWNSHIP...RECORD PLAT NUMBER 629-3346 FOR THE REPLAT OF LOT 11 WITHIN SAME...22-0722-002...EXECUTED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Jeremy P. Evans, County Engineer, with the concurrence of Thomas J. Eigel, County Administrator, to execute Record Plat Number **629-3346** for the Replat of Lots in the following Subdivision/Location within Wayne Township:

Subdivision/Location	Record Plat Number	Reason for Replat
Wilkay Acres Subdivision Replat of Lot 11 Wayne Township	629-3346	To create new lot number 11A.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

15. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT... RESOLUTION NUMBER 111-22/RESOLUTION AUTHORIZING THE CONVERSION OF THE PERFORMANCE AND MAINTENANCE BOND AS SURETY FOR THE INSTALLATION OF A SANITARY SEWER MAIN EXTENSION FOR PARKVIEW CONDOMINIUM SUBDIVISION/ SECTION 1 LOCATED WITHIN MIAMI TOWNSHIP FOR SAME...22-0124-004...ADOPTED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Heather Woodall, Engineer, with the concurrence of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, to adopt **Resolution Number 111-22** resolving to convert the Performance and Maintenance Bond in the amount listed below for the construction of a sanitary sewer main extension and related improvements within the following Subdivision located within Miami Township, from the performance bond phase to the maintenance bond phase, effective as of the date of conversion thereof:

Subdivision	Sewer Performance/Maintenance Bond
Parkview Condominium Section 1 Miami Township	\$296,200.00/\$11,400.00

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

**16. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RESOLUTION NUMBER 112-22/RESOLUTION AUTHORIZING
ACCEPTANCE OF A TWENTY-FOUR (24) INCH SANITARY SEWER
MAIN SERVING THE SILVERSTONE SUBDIVISION LOCATED IN
UNION TOWNSHIP AS PART OF THE COUNTY WASTEWATER
SYSTEM AND AUTHORIZING PAYMENT FOR THE VALUE OF THE
OVERSIZING REQUIRED BY THE CLERMONT COUNTY WATER
RESOURCES DEPARTMENT RELATIVE THERETO...21-1130-
002...RATIFIED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lyle G. Bloom, P.E., Director of Utilities, Clermont County Water Resources Department, with the concurrence of Greg Bickford, Assistant County Administrator, to adopt **Resolution Number 112-22** resolving to accept approximately 1,927 feet of twenty-four (24) inch sanitary sewer main serving the Silverstone Subdivision located in Union Township as part of the County Wastewater System, and to authorize payment in the amount of \$262,243.20 to Grand Communities, LLC, 3940 Olympic Boulevard, Suite 400, Erlanger, Kentucky 41018, for the value of the oversizing of said sewer main required by the Clermont County Water Resources Department, and contingent upon the release and receipt of the Purchase Order required therefore in concert with Requisition Number 00003915-00 dated 07/06/2022 relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

**17. IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
AWARD OF BID AND EXECUTION OF CONTRACT FOR
MAINTENANCE AND REPAIR OF THE WATER AND/OR
WASTEWATER SYSTEMS AND APPURTENANCES FOR SAME...22-
0510-003...RATIFIED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bryan Gruber, Assistant Director of Operations, with the concurrence of Lyle G. Bloom, P. E., Director of Utilities, Clermont County Water Resources Department, to award the bid for Maintenance and Repair of the Water and/or Wastewater Systems and Appurtenances for the Clermont County Water Resources Department pursuant to the specifications therefore, to Utter Construction, Inc., 1302 State Route 133, Bethel, Ohio 45106 for the sole bid received on 06/30/2022, as outlined therein, for a total estimated amount of \$1,573,186.20, and to execute the contract relative thereto, effective 08/25/2022 through 08/24/2023, with the option to renew for an additional one year period upon the same terms and conditions, pursuant to and in compliance with the terms and conditions set forth therein and the award of bid therefore and contingent upon the release of the required Purchase Order in concert with Requisition Number 00004093-00 dated 07/20/2022 relative thereto.

DISCUSSION: Commissioner Painter asked if the contract includes emergency services and services as needed. Mr. Bloom expressed that the contract includes maintenance and repairs as well as water main breaks.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

18. IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT ...RESOLUTION NUMBER 113-22 APPROVAL OF THE CLERMONT COUNTY LAND REUTILIZATION CORPORATION AGREEMENT AND PLAN WITH THE COUNTY OF CLERMONT, OHIO...22-0311-002...TABLED

Recommendation of Desmond Maaytah, Community Development Administrator, Department of Community and Economic Development, with the concurrence Michael McNamara, Director, Department of Community & Economic Development, to adopt **Resolution Number 113-22** resolving to approve the Agreement and Plan for the Clermont County Land Reutilization Corporation. Pursuant to division (B) of Ohio Revised Code Section 1724.10.

DISCUSSION: Commissioner Corcoran asked if this item should be tabled and Mr. Eigel suggested doing so. Desmond Maaytah will discuss this item with the Prosecutor's Office prior to Session next week.

LET THE RECORD SHOW: A MOTION BY COMMISSIONER PAINTER AND SECONDED BY COMMISSIONER CORCORAN, TO TABLE AGENDA ITEM #18 UNTIL NEXT WEEK.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Painter, Yes; Commissioner Corcoran, Yes; Commissioner Batchler, Absent.

19. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 114-22/RESOLUTION SETTING A DATE FOR A PUBLIC HEARING RELATIVE TO THE PROPOSED ISSUANCE OF HOSPITAL FACILITIES REVENUE BONDS OF THE COUNTY OF ALLEN, OHIO, PURSUANT TO CHAPTER 140 OF THE OHIO REVISED CODE AND IN CONCERT WITH THE PARTICIPATING PUBLIC HOSPITAL AGENCIES AGREEMENT HERETOFORE RATIFIED BY THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, ON 04/23/2008 FOR THE PURPOSE OF FINANCING ADDITIONAL HOSPITAL FACILITIES AT VARIOUS LOCATIONS THROUGHOUT CLERMONT COUNTY; AND FINANCING CERTAIN COSTS ASSOCIATED WITH THE ISSUANCE OF THE SERIES 2022 BONDS IN COMPLIANCE WITH THE INTERNAL REVENUE CODE OF 1986, AS AMENDED...22-0729-003...RATIFIED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt **Resolution Number 114-22** resolving to authorize the publication of a Notice of Public Hearing in the Cincinnati Enquirer on **Wednesday, August 10, 2022**, designating Wednesday, August 17, 2022 at 11:00 A.M. as the date and time of the Public Hearing required to be held by the Board of Clermont County Commissioners on the proposed issuance of the County of Allen, Ohio Hospital Facilities Revenue Bonds, Series 2022 (Bon Secours Mercy Health, Inc. successor by merger to Mercy Health), in an approximate aggregate amount currently estimated not to exceed \$200,000,000.00, pursuant to Chapter 140 of the Ohio Revised Code and the Participating Public Hospital Agencies Agreement dated as of May 1, 2008, between Clermont County and Allen County, among other Counties, for the purpose of (1) financing additional Hospital Facilities at various locations throughout Clermont County; and (2) financing certain costs associated with the issuance of the Series 2022 Bonds, pursuant to and in compliance with Section 147(f) of the Internal Revenue Code of 1986, as amended.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

**20. IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION TO APPROVE
CHANGES TO THE ANNUAL APPROPRIATION RESOLUTION FOR
CALENDAR YEAR 2022...RATIFIED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation of Mary K. Rains, Director, Office of Management and Budget, with the concurrence of Thomas J. Eigel, County Administrator, to resolve to approve and authorize changes in the Annual Appropriation Resolution Number 187-21 for Calendar Year 2022 pursuant to Ohio Revised Code Section 5705.40 as outlined in the following table and to authorize Linda L. Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR CALENDAR YEAR 2022

<u>FUND</u>	<u>ORGANIZATION - OBJECT - ACCOUNT</u>	<u>AMOUNT</u>
SEWER REVENUE	Sewer Treatment	\$ 125,000.00
	OTHER EXPENSES	
	6002 - 12 - 01 - 153000 - 530000 -	
WORKFORCE DEVELOPMENT	Workforce Investment Act	\$ 135,923.00
	OTHER EXPENSES	
	2404 - 06 - 01 - 087000 - 530000 -	

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

LET THE RECORD SHOW: COMMISSIONER PAINTER STATED THAT THE BOARD HAD REACHED THE COUNTY STAFF/ELECTED OFFICIAL DISCUSSION SECTION OF THE AGENDA. HE INQUIRED IF THERE WAS ANYONE THAT WOULD LIKE TO ADDRESS THE BOARD.

LET THE RECORD SHOW: Brian Shrive, Assistant Prosecuting Attorney, Clermont County Prosecutor’s Office addressed the Board to discuss a proposed addition to the agenda of an urgent matter, regarding a contract on behalf of the Board of Revision, not to exceed \$40,000.00, related to the Zimmer plant’s closure. Mr. Shrive shared how this contract would be paid, including retainage for the preliminary report. This item also includes the issuance of a check by the Auditor’s office for retainage immediately upon execution.

**IN RE: BOARD OF COUNTY COMMISSIONERS...ADDITION OF (1) ONE
AGENDA ITEM TO THE REGULAR SESSION OF 08/03/2022...22-0103-
016...APPROVED**

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Thomas J. Eigel, County Administrator, asked the Board to consider adding (1) one additional item to the agenda of the Regular Session of 08/03/2022 to include a Professional Services Agreement to retain Christian Smith of Colliers to provide appraisal and expert witness services for the Clermont County Board of Revision. Commissioner Painter asked for a motion to approve the addition to the agenda for today’s Regular Session.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...AUTHORIZATION FOR THOMAS J. EIGEL TO EXECUTE A CONTRACT TO RETAIN AN APPRAISER/EXPERT WITNESS ON BEHALF OF THE CLERMONT COUNTY BOARD OF REVISION AND TO AUTHORIZE THE CLERMONT COUNTY AUDITOR TO ISSUE A RETAINER CHECK IN THE AMOUNT OF \$10,000.00...22-0802-013...RATIFIED

Moved by Commissioner Corcoran, seconded by Commissioner Painter, that the Board of County Commissioners approve the following recommendation:

Recommendation for the Board of County Commissioners to authorize Thomas J. Eigel, County Administrator, to execute a Professional Services Agreement to retain Christian Smith of Colliers, 8800 Lyra Drive, Suite 650, Columbus, Ohio 43240 to provide appraisal and expert witness services for the Clermont County Board of Revision in and as it relates to the matter of Dynergy Zimmer, LLC, (et al.) vs. Clermont County Board of Revision (et al.) pending currently before the Ohio Board of Tax Appeals in an amount not to exceed \$40,000.00 and for the Board to authorize the Clermont County Auditor to issue a check for the retainer of \$10,000.00 upon execution of the said Professional Services Agreement.

DISCUSSION: Mr. Shrive expressed that Dynergy, a division of Vistra, has provided one appraisal of the Zimmer plan, with a second appraisal to come, seeking a reduction to approximately \$20,000,000.00 in valuation. This conflicts with the Auditor's appraised value of \$140,000,000.00. Commissioner Painter asked where the responsibility lies in disputing this issue. Mr. Shrive discussed the roles of the various parties and indicated that the Board of Revision is a party to the case. Commissioner Painter shared that the Auditor's office maintains an REA account and asked why this fund would not be expended for this item. Mr. Shrive shared his interpretation of the related statutes, indicating that the Auditor's REA account can be used for a full appraisal, not for an expert witness, and discussed the process of taking that path. Mr. Shrive further stated that this matter was urgent due to a site visit planned for the end of the month. Mr. Eigel indicated that the Board of County Commissioners has funds available for this line item.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

LET THE RECORD SHOW: A MOTION BY COMMISSIONER CORCORAN AND SECONDED BY COMMISSIONER PAINTER, TO GO INTO EXECUTIVE SESSION AT 10:50 A.M. PURSUANT TO SECTION 121.22 (G) (1) AND (G) (2) OF THE OHIO REVISED CODE TO 1) CONSIDER THE EMPLOYMENT OR COMPENSATION OF A PUBLIC EMPLOYEE AND 2) CONSIDER THE PURCHASE OF PROPERTY FOR PUBLIC PURPOSES, IF PREMATURE DISCLOSURE OF INFORMATION WOULD GIVE AN UNFAIR COMPETITIVE OR BARGAINING ADVANTAGE TO A PERSON WHOSE PERSONAL, PRIVATE INTEREST IS ADVERSE TO THE GENERAL PUBLIC INTEREST, RESPECTIVELY.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

LET THE RECORD SHOW: THE BOARD OF COUNTY COMMISSIONERS RETURNED FROM EXECUTIVE SESSION AND RESUMED REGULAR SESSION AT 12:06 P.M. WITH NO ACTION TAKEN AND NO DECISIONS MADE.

LET THE RECORD SHOW: COMMISSIONER PAINTER OPENED THE MEETING FOR

BOARD MEMBER COMMENTS.

LET THE RECORD SHOW: Commissioner Corcoran indicated that the National Night Out events are now underway. She also discussed kayaking and canoeing events currently happening at Harsha Lake.

LET THE RECORD SHOW: Commissioner Painter indicated that an Open House regarding a solar project will be held at the Clermont County Fairgrounds tonight. This project is not sponsored or sanctioned by Clermont County, and is being held by a private company interested in moving forward with a solar project in Jackson Township. He further indicated that the county has not received drawings related to this project. Commissioner Painter discussed local involvement with the canoe and kayak racing events. Commissioner Painter expressed that the Commissioners miss Commissioner Batchler at this week's meeting.

IN RE: ADJOURNMENT...APPROVED

Moved by Commissioner Corcoran, seconded by Commissioner Painter,

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 12:09 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Commissioner Corcoran, Yes; Commissioner Painter, Yes; Commissioner Batchler, Absent.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

BONNIE J. BATCHLER, PRESIDENT

DAVID L. PAINTER, VICE PRESIDENT

CLAIRE B. CORCORAN, MEMBER

ERIN MEADOWS, CLERK PRO TEM

**08/10/2022
DATE APPROVED**